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Attorneys for the RKS Claimants

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION,

- and -

PACIFIC GAS AND ELECTRIC
COMPANY,

Debtors.

Affects PG&E Corporation

Affects Pacific Gas and Electric Company

 Affects both Debtors

** All papers shall be filed in the Lead Case,
No. 19-30088 (DM)*

Case No. 19-30088 (DM) (Lead Case)
(Jointly Administered)

Chapter 11

**DECLARATION OF RICHARD A.
BODNAR IN SUPPORT OF THE RKS
CLAIMANTS' OBJECTION TO THE
THIRD 7023 MOTION**

Hearing Information:

Hearing Information:
Date: August 8, 2023
Time: 10:00 a.m. (Pacific Time)
Place: (Telephone or Video Only)
United States Bankruptcy Court
Courtroom 17, 16th Floor
San Francisco, CA 94102

1 Pursuant to 28 U.S.C. § 1746, I, Richard A. Bodnar, under penalty of perjury, hereby
2 declare as follows:

3 1. I am a Partner at the law firm Rolnick Kramer Sadighi LLP (“RKS” or
4 “**Claimants’ Counsel**”), counsel to the claimants listed on Schedule 1 to the accompanying
5 objection (collectively, the “**RKS Claimants**”). I submit this declaration in support of the RKS
6 Claimants’ Objection to the Third 7023 Motion (the “**Objection**”).¹

7 2. On October 25, 2022, Reorganized Debtors moved for a fifth extension of the
8 claims objection deadline, seeking a 270-day extension (the “**Fifth Objection Motion**”).

9 3. On November 8, 2022, certain of the RKS Claimants (the “**Kingstown**
10 **Claimants**”) objected to the Fifth Extension Motion, and they were joined by numerous others of
11 the RKS Claimants.

12 4. Prior to the hearing date on the Fifth Extension Motion, the Reorganized Debtors
13 offered to mediate promptly with the RKS Claimants if they agreed to withdraw their objection.

14 5. The RKS Claimants agreed to Reorganized Debtors’ offer and, as a result, withdrew
15 their objections and scheduled a prompt mediation with Reorganized Debtors.

16 6. On January 19, 2023, the RKS Claimants and Reorganized Debtors finally
17 participated in a mediation of the RKS Claimants’ claims. Although the parties dispute whether
18 each negotiated in good faith, all agree that the mediation was unsuccessful.

19 7. Following the failed mediation, the RKS Claimants promptly moved this Court for
20 an order enforcing the ADR Procedures and setting a March 20, 2023 objection deadline specific
21 to the RKS Claimants’ claims.

22 8. On March 13, 2023, following a hearing, the Court issued an Order on the RKS
23 Claimants’ Motion to Enforce the ADR Procedures Order setting an April 17, 2023 deadline for
24 Reorganized Debtors to send individualized settlement offers to the RKS Claimants.

25 9. Reorganized Debtors submitted individualized settlement offers to the RKS
26 Claimants by the Court-ordered April 17, 2023 deadline, and nearly all of the RKS Claimants

27
28 ¹ Capitalized terms that are not defined herein have the same meaning as in the Objection.

received such offers.

10. RKS promptly presented those individual offers to each of the clients who received them.

11. Six of the RKS Claimants accepted the offers they received, and another eight sent counteroffers to Reorganized Debtors, six of which were accepted.

12. The vast majority of the offers, however, were rejected without a counteroffer, as permitted by the ADR Procedures.

13. Attached hereto as **Exhibit 1** is a true and correct copy of the Rescission or Damage Proof of Claim Form.

14. Attached hereto as **Exhibit 2** is a true and correct copy of the Transcript of Proceedings Before the Honorable Dennis Montali, U.S.B.J., dated November 18, 2020, regarding the ADR Procedures Motion and the Second 7023 Motion.

15. Attached hereto as **Exhibit 3** is a true and correct copy of the Transcript of Proceedings Before the Honorable Dennis Montali, U.S.B.J., dated December 4, 2020, containing the oral ruling on the ADR Procedures Motion and the Second 7023 Motion.

16. Attached hereto as **Exhibit 4** is a true and correct copy of the Transcript of Proceedings Before the Honorable Dennis Montali, U.S.B.J., dated June 7, 2023, regarding the Sixth Extension Request.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct.

Executed on July 25, 2023.

By: /s/ Richard A. Bodnar
Richard A. Bodnar